

Investigation by the Department of Telecommunications and Energy on its own motion into Fitchburg Gas and Electric Light Company's dealings with Enermetrix, Inc. in compliance with G.L. c. 164, §§ 76A, 85, 85A, 94B, and 94C, 220 C.M.R. §§ 12.00 et seq., and Pricing and Procurement of Default Service, D.T.E. 99-60-A (2000)	) ) ) ) ) ) ) ) )	D.T.E. 03-9
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The following are the Attorney General's First Set of Document and Information Requests in the above captioned proceeding.

## INSTRUCTIONS

1. These Document and Information Requests call for all information, including information contained in documents, which relates to the subject matter of the requests and which is known or available to Fitchburg Gas and Electric Light Company or to any individual or entity sponsoring testimony or retained by the Company to provide information, advice, testimony or other services in connection with this proceeding.
2. Where a Request has a number of separate subdivisions or related parts or portions, a complete response is required to each such subdivision, part, or portion. Any objection to a Request should clearly indicate the subdivision, part, or portion of the Request to which it is directed.
3. If information requested is not available in the exact form requested, provide such information or documents as are available that best respond to the Request.
4. These requests are continuing in nature and require supplemental responses when further or different information with respect to the same is obtained.
5. Each response should be furnished on a separate, three-hole punched page headed

by the individual Request being answered. Individual responses of more than one page should be stapled or bound and each page consecutively numbered.

6. Each Document and Information Request to "Please provide all documents..." or similar phrases includes a request to "identify" all such documents. "Identify" means to state the nature of the document, the date on which it was prepared, the subject matter and the titles and the names and positions of each person who participated in the preparation of the document, the addressee and the custodian of the documents. To the extent that a document is self-identifying, it need not be separately identified.
7. For each document produced or identified in a response which is computer generated, state separately (a) what types of data, files, or tapes are included in the input and the source thereof, (b) the form of the data which constitutes machine input (e.g., punch cards, tapes), (c) a description of the recording system employed (including descriptions, flow charts, etc.), and (d) the identity of the person who was in charge of the collection of input materials, the processing of input materials, the data bases utilized, and the programming to obtain the output.
8. If a Document and Information Request can be answered in whole or part by reference to the response to another Request served in this proceeding, it is sufficient to so indicate by specifying the other Request by participant and number, by specifying the parts of the other response which are responsive, and by specifying whether the response to the other Request is a full or partial response to the instant Request. If it constitutes a partial response, the balance of the instant Request must be answered.
9. If the Company cannot answer a Request in full, after exercising due diligence to secure the information necessary to do so, state the answer to the extent possible, state why the Company cannot answer the Request in full, and state what information or knowledge is in the Company's possession concerning the unanswered portions.
10. If, in answering any of these Document and Information requests, you feel that any Request or definition or instruction applicable thereto is ambiguous, set forth the language you feel is ambiguous and the interpretation you are using responding to the Request.
11. If a document requested is no longer in existence, identify the document, and describe in detail the reasons the document is unavailable.

12. Provide copies of all requested documents. A response which does not provide the Attorney General with the responsive documents, and requests the Attorney General to inspect documents at any location is not responsive.
13. If you refuse to respond to any Document and Information Request by reason of a claim or privilege, or for any other reason, state in writing the type of privilege claimed and the facts and circumstances you rely upon to support the claim of privilege or the reason for refusing to respond. With respect to requests for documents to which you refuse to respond, identify each such document.
14. Each request for information includes a request for all documentation which supports the response provided.
15. Provide four copies of each response.
16. The term "Company" refers to Fitchburg Gas and Electric Light Company. Unless the request specifically provides otherwise, the term Company includes all witnesses, representatives, employees, and legal counsel. The term "Unitil" means Unitil Corporation. The term Enermetrix means Enermetrix, Inc. and any predecessor company.
17. Please furnish each response on a separate sheet of paper, beginning with a restatement of the question and including the date the response is filed.

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- AG-1-5 Referring to Exh. LMB-1, Page 11 of 12, please state whether any employees, officers or directors of Unitil or any of its affiliates have held any positions with any of the 30 investors referenced by the Company.
- AG-1-6 Referring to Exh. LMB-1, Page 11 of 12, please state whether any employees, officers or directors of the 30 investors referenced by the Company have held any positions with Unitil or any of its affiliates.
- AG-1-7 Referring to Exh. LMB-1, Schedule LMB-2, please state whether any employees, officers or directors of Enermetrix have held have held any positions with Unitil or any of its affiliates.
- AG-1-8 Referring to Exh. LMB-1, Page 11 of 12, please state whether Unitil or any of its affiliates has had any business relationship, including sale or provision of any goods or services, with any of the 30 investors referenced by the Company.
- AG-1-9 Referring to Exh. LMB-1, Page 11 of 12 and the Company's response in DTE-1-2, please reconcile the listing of entities with an ownership interest in Enermetrix with the Company's testimony that there were approximately 30 investors. Please provide a complete list of all investors that had an ownership interest in Enermetrix during the period of Unitil's ownership in Enermetrix.
- AG-1-10 Referring to the Company's response in DTE-1-5, Attachment 1-5 (1), please describe the prior (ownership interest) and current (non-ownership interest) relationship between Enermetrix and USource.
- AG-1-11 Referring to the Company's response in DTE-1-9, please state whether URI and USource continue to use the Enermetrix Exchange. Please state the expiration date of the REX License.
- AG-1-12 Referring to Exh. LMB-1, Page 6 of 12, Lines 2-4, 15-16 and the Company's response in DTE-1-10, please explain whether Unitil sold its investment in Enermetrix in March **or** April of 2002.
- AG-1-13 Referring to the Company's response in DTE-1-5, Attachment 1-5 (3), Page 7, please provide a summary of Unitil's agreement with Duquesne Enterprises, Inc., and also provide an executed copy of that agreement together with any amendments thereto.

- AG-1-14 Please provide a monthly transaction summary of all goods or services supplied by Enermetrix to Unitil or any of its affiliates. Include the date, the goods or services provided, the dollar amount for the goods or services, and the party providing and receiving the goods or services.
- AG-1-15 Please provide a monthly transaction summary of all goods or services supplied by Unitil or any of its affiliates to Enermetrix. Include the date, the goods or services provided, the dollar amount for the goods or services, and the party providing and receiving the goods or services.
- AG-1-16 (Confidential)(Redacted)
- AG-1-17 (Confidential)(Redacted)
- AG-1-18 (Confidential)(Redacted)
- AG-1-19 (Confidential)(Redacted)
- AG-1-20 (Confidential)(Redacted)
- AG-1-21 (Confidential)(Redacted)
- AG-1-22 (Confidential)(Redacted)
- AG-1-23 (Confidential)(Redacted)
- AG-1-24 (Confidential)(Redacted)
- AG-1-25 (Confidential)(Redacted)
- AG-1-26 (Confidential)(Redacted)

Dated: May 19, 2003